

REF = REF

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: **Shingo YAMAGUCHI et al.**

2008 JUN -5 PM 4:25 Unit: 2121

Application Number: **10/766,043**

Examiner: **Thomas K. Pham**

Filed: **January 29, 2004**

Confirmation Number: **2574**

For: **WORKING CONTROL DEVICE**

Attorney Docket Number: **042058**

Customer Number: **38834**

**REQUEST FOR REFUND**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

June 4, 2008

Sir:

Applicant's Deposited Account was charged \$180.00 on April 7, 2008 for submission of an Information Disclosure Statement.

A review of the prosecution history shows that an Information Disclosure Statement was filed on April 2, 2008. This Information Disclosure Statement (IDS) was filed under 37 CFR 1.97(c) (1)(e)(1), namely, the IDS was submitted after issuance of a first Official action on the merits and expiration of and expiration of the three month period following the filing date or the entry of the national stage for the above-captioned application, but prior to issuance of either a final official action or a Notice of Allowance. Further, the undersigned certified that each item of information contained in the IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the IDS. Accordingly, no fee should be incurred.

Application No.: 10/766,043  
Art Unit: 2121

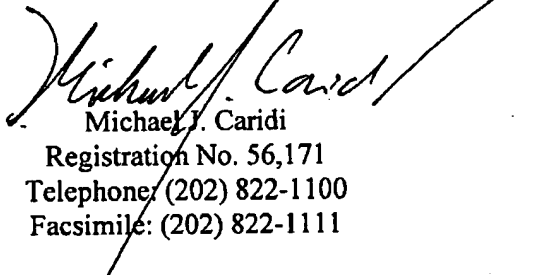
Request for Refund  
Attorney Docket No.: 042058

A deposit charge of \$180.00 was subsequently charged on April 7, 2008. This charge is an obvious error. A copy of the Deposit Account monthly statement accompanies this Request.

Applicant requests that the Patent Office refund the amount of \$180.00 to Deposit Account 50-2866.

Respectfully submitted,

**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

A handwritten signature in dark ink, appearing to read "Michael J. Caridi", is written over the printed name and contact information.

Michael J. Caridi

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MJC/ttw

Enclosures: Deposit Account Monthly Statement of April, 2008



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Page**Deposit Account Statement**

Requested Statement Month: April 2008  
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DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/02	3	10790189	981414A	1201	\$210.00	\$22,248.00
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START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$22,458.00	\$5,288.00	\$1,330.00	\$18,500.00

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